(3)

IN THE HIGH COURT OF JUDICATURE AT BILASPUR

W.P. No.3292 of 2003

SHIVCHARAN PATEL, SON OF LATE RAGHUNATH PATEL, AGED 53 YEARS, RESIDENT OF MAHALPARA, SARAIPALI, DISTT. MAHASAMUND.

PETITIONER

VERSUS

1. STATE OF CHHATTISGARH, THROUGH THE SECRETARY, MINISTRY OF SCHOOL EDUCATION, D.K.S. BHAWAN, RAIPUR.
2. THE DISTRICT EDUCATION OFFICER, MAHASAMUND.

RESPONDENT

P. R. No. 3153/03 Presented by Shri Sandeep Soni dated 10/10/03

RECEIVED COPY 10/10/03 Clerk to A. G. Bilaspur

शपथ आयुक्त एस.के. शुक्ला बिलासपुर (छ.ग.) 10/10/03 बिलासपुर तहसील कोर्ट

WRIT PETITION UNDER ARTICLES 226 AND 227 OF THE CONSTITUTION OF INDIA FOR THE ISSUANCE OF WRITS IN THE NATURE OF MANDAMUS, CERTIORARI AND/OR ORDER(S), AND/OR DIRECTION(S) IN THE NATURE OF WRITS

The humble petition of the Petitioner above named:

MOST RESPECTFULLY SHOWETH

(1) PARTICULARS OF THE PETITIONER:

XI-HC-22

(17)

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

आदेश पत्रक

मामला क्रमांक W.P.No.3292/2003 सन् 200

विरुद्ध

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	05.12.2003 Petitioner by Shri B.P.Sharma, Advocate. Respondents/State by Shri Ranbir Singh, Govt. Advocate. By this Writ Petition under Article 226/227 of the Constitution of India the Petitioner has challenged the order dated 07.10.2003 Annexure P/1 by which the petitioner has been transferred from Government Adarsh Boys Higher Secondary School, Saraipali to the office of District Education Office, Ambikapur, Sarguja. The petitioner's case is that he is working as an Accountant in the Govt. Adarsh Boys Higher Secondary School, Saraipali. He was performing his duties with faithfully and diligently. All of a sudden during mid academic session, the respondent/Authority has transferred the petitioner on 07.10.2003 from Saraipali to the office of the District Education Officer, Ambikapur, Sarguja. The Petitioner's main challenge is that he is a Class-III employee, who cannot be transferred from one district to another district. As per the Rules and regulations made by the Govt. inter district transfer is not permissible under the law. I have heard the learned counsel for the parties.	

राखये

XI-HC-22

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

आदेश पत्रक

मामला क्रमांक W.P. No. 3292/2003 सन् 200

विरुद्ध

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	Learned counsel for the petitioner may be allowed to Respondent No. 1 and the Respondent No.1 may be directed to decide the same, for which learned Govt. Advocate has no objection. Having heard the learned counsel for the parties and having regard to the facts and circumstances of the case, the petitioner is allowed to make representation to Respondent No. 1, raising all his grievances within a period of 10 days from today and in turn the Respondent No. 1 will decide the representation of the petitioner considering all his grievances within another period of 30 days from the date of receipt of the representation by passing a reasoned order. If the petitioner is not already relieved, he should not be/ relieved till the representation is decided by the Respondent No.1. With the above observations this petition is decided finally. The parties are entitled for certified copy of this order. Sd/- L.C.BHADOO Judge	Petitioner submits that the make a representation to

Thakur/SG

[पीछे देखिये